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May 6, 2004

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From: Melvin Kraus

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Comments:

As discussed, enclosed please find a copy of the post card receipt evidencing receipt in TC 2600 on March 26, 2004 and the paper entitled Response and Surrender of Original Letters Patent together with a copy of the ribbon page and first page of the patent. It is requested that these papers evidence the filing and apparent of loss of such papers in the PTO, but should be sufficient to respond to the Ex Parte Quayle action and issuance of a notice of allowance at the earliest time is requested.

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Patent Dkt. No. 501.26379R00 Attorney Initials MK/cee
Application No. 10/633,655 Filing Date August 5, 2003
Applicant(s) KAKU, et al
Papers Filed Herewith on March 26, 2004

Receipt is hereby acknowledged of the papers filed as indicated by the checked items in connection with the above-identified application:

- ☐ New Application Transmittal Form ☐ Credit Card Payment Form
 Pages of Specification (claims) Fees \$
 Sheets of Drawings ☐ Amendment
☐ Declaration (pages) ☐ Response to Office Action
☐ Fee Transmittal Form ☐ Petition for Extension of Time (mos.)
☐ Claim for Priority ☐ Information Disclosure Statement
 ☐ Priority Documents ☐ PTO-1449 ☐ Copies of References
☐ Assignment Papers ☐ Revised Drawings (sheets)
☐ Issue Fee Transmittal ☐ Notice of Appeal
☒ Other Surrender of Original Letters Patent **RECEIVED**

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501.26379R00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

OFFICIAL

Applicant(s): KAKU, et al
Serial No.: 10/633,655
Filed: August 5, 2003
For: METHOD AND APPARATUS FOR OPTICAL RECORDING
AND REPRODUCING WITH TRACKING SERVO REDUCING
TRACK OFFSET
Group: 2652
Examiner: W. Young

RESPONSE AND SURRENDER OF ORIGINAL LETTERS PATENT

Mail Stop Non-Fee Response
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 26, 2004

Sir:

In response to the Office Action March 22, 2004, the following remarks are respectfully submitted in connection with the above-identified application together with the surrender of the Original Letters Patent.

The indication that claims 1-11 are allowed and this reissue is in condition for allowance except for surrender of the original patent, is acknowledged.

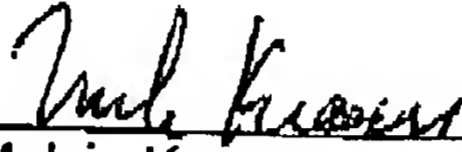
Applicants surrender herewith the Original Letters Patent, which is the only outstanding issue in this application, and submit that the informality noted by the Examiner has been overcome. Accordingly, issuance of a Notice of Allowance is respectfully requested.

To the extent necessary, applicant's petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing

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of this paper, including extension of time fees, to Deposit Account No. 01-2135
(501.26379R00) and please credit any excess fees to such deposit account.

Respectfully submitted,



Melvin Kraus

Registration No. 22,466

ANTONELLI, TERRY, STOUT & KRAUS, LLP

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The
United
States
of
America



The Commissioner of Patents and Trademarks

Has received an application for a patent for a new and useful invention. The title and description of the invention are enclosed. The requirements of law have been complied with, and it has been determined that a patent on the invention shall be granted under the law.

Therefore, this

United States Patent

Grants to the person or persons having title to this patent the right to exclude others from making, using or selling the invention throughout the United States of America for the term of seventeen years from the date of this patent, subject to the payment of maintenance fees as provided by law.

Harry F. Manbeck, Jr.

Commissioner of Patents and Trademarks

Priscilla A. Huller
Attest

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